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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/806,252
		Filing Date	March 22, 2004
		First Named Inventor	Mark R. Kirkland
		Group Art Unit	Unknown
		Examiner Name	Unknown
Total Number of Pages in This Submission (including this sheet)	20	Attorney Docket No.	1795.KIRK.PT

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Appeal Communication: <input type="checkbox"/> Appeal Notice <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Reply Brief <input type="checkbox"/> Assignment with Cover Sheet <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Check in the amount of \$__ <input type="checkbox"/> Credit card authorization in the amount of \$__ <input type="checkbox"/> Declaration & Power of Attorney <input type="checkbox"/> Drawings __ sheets <input type="checkbox"/> Formal <input type="checkbox"/> Informal	<input type="checkbox"/> Extension of Time Request ____ month <input type="checkbox"/> Fee Calculation Table <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> Form 1449 <input checked="" type="checkbox"/> Copies of IDS References <input type="checkbox"/> Issue Fee Transmittal & Advance Order	<input type="checkbox"/> Maintenance Fee Transmittal ____ year <input type="checkbox"/> Missing Parts Response <input type="checkbox"/> Notification of Change of Attorney Address & Docket Number <input checked="" type="checkbox"/> Return Postcard <input type="checkbox"/> Revocation & Power of Attorney <input type="checkbox"/> Status Inquiry <input type="checkbox"/> Other:
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Attorney for Applicant	Julie K. Morriss, Registration No. 33,263 MORRISS O'BRYANT COMPAGNI, P.C. 136 South Main Street, Suite 700 Salt Lake City, Utah 84101 (801) 478-0071 telephone; (801) 478-0076 facsimile	
Signature	<i>Julie K. Morriss</i>	Date 6-7-04
CERTIFICATE OF MAILING UNDER 37 CFR § 1.8		
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the date indicated below, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.		
Typed or Printed Name	Julie K. Morriss	
Signature	<i>Julie K. Morriss</i>	Date 6-7-04



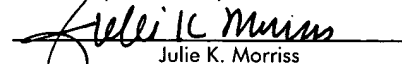
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Mark R. Kirkland  
SERIAL NO.: 10/806,252  
FILING DATE: March 22, 2004  
TITLE: VENDABLE SANDWICH AND  
FOOD PRODUCTS  
ART UNIT: Unknown  
EXAMINER: Unknown  
DOCKET NO.: 1795.KIRK.PT

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CERTIFICATE OF MAILING  
UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, under 37 C.F.R. § 1.8 on the date indicated below and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Julie K. Morriss

  
Date of Deposit

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.98(a)(1), enclosed is Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed, pursuant to 37 C.F.R. § 1.97 (b), within three months of the filing date of the application, within three months of the date of entry of the national stage set forth in § 1.491 or before the mailing date of a first Office action on the merits. Applicant requests that the references cited in the enclosed form PTO-1449 be made of record in the above-captioned application. While no representation is made that any of the references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the references listed, together with any other references

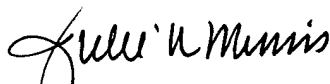
which may have been previously submitted or listed, are the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no reference which is more relevant to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with the waiver of 37 C.F.R. § 1.98(a)(2)(i) published in the Official Gazette on August 5, 2003 for U.S. patent applications filed after June 30, 2003, copies of each cited U.S. patent and each U.S. patent application publication are not enclosed. Applicant has submitted copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. § 1.98 (a)(2). Any listed reference that is not in the English language is accompanied by a concise explanation in English of its relevance as required under 37 C.F.R. § 1.98(a)(3)(i).

Please charge any additional fees or credit any overpayment to Deposit Account No. 50-0881.

DATED this 7th day of June, 2004.

Respectfully submitted,



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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/806,252
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First Named Inventor	Mark R. Kirkland
Group Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket	1795.KIRK.PT

JUN 11 2004

Sheet

1

of

2

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-D315,714	03-05-1991	Ficken	
		US-2,355,108	08-08-1944	G. W. Reese	
		US-2,901,118	08-25-1959	S.L. Beesley	
		US-2,956,528	10-18-1960	D. G. Magill	
		US-3,043,474	07-10-1962	J.L. Mullin	
		US-3,498,798	03-03-1970	Baur et al.	
		US-3,810,561	05-14-1974	Merkel	
		US-4,077,538	03-07-1978	Waterbury	
		US-4,127,212	11-28-1978	Waterbury	
		US-4,164,303	08-14-1979	Waterbury	
		US-4,170,724	10-09-1979	Waterbury	
		US-4,192,436	03-11-1980	Schuller et al.	
		US-4,252,250	02-24-1981	Toth	
		US-4,405,059	09-20-1983	Kull	
		US-4,766,019	08-23-1988	Michaels et al.	
		US-4,967,538	11-06-1990	Leftault, Jr. et al.	
		US-4,986,441	01-22-1991	Kanbe et al.	
		US-5,046,639	09-10-1991	Deberry	
		US-5,080,256	01-14-1992	Rockola	
		US-5,099,232	03-24-1992	Howes	
		US-5,176,287	01-05-1993	Suris	
		US-5,176,288	01-05-1993	Craven	
		US-5,199,598	04-06-1993	Sampson	
		US-5,445,287	08-29-1995	Center et al.	
		US-5,593,029	01-14-1997	Both	
		US-5,924,596	07-20-1999	Kaufman	

Examiner  
SignatureDate  
Considered

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Sheet	2	of	2
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## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>2</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		UK1,000,605 ✓	08-11-1965	Automated Canteen Company of America		

## OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s) publisher city and/or country where published	T <sup>2</sup>
		"Vend", pg. 20, 06/1971, D20/4 (advertisement) ✓	
		"Vend", pg. 50, 02/1963, D20/5 (advertisement) ✓	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation (optional). <sup>2</sup> Applicant is to place a check mark here if English language translation is attached.